

MEETINGS TO DATE 12  
NO. OF REGULARS 9  
NO. OF SPECIALS 3

LANCASTER, NEW YORK  
MAY 1, 1989

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 1st day of May 1989 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
JOHN T. MILLER, COUNCILMAN  
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY  
BRUCE SHEARER, TOWN ENGINEER  
ROBERT L. LANEY, BUILDING INSPECTOR  
THOMAS E. FOWLER, CHIEF OF POLICE

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:10 P.M., the Town Board held a Public Hearing to hear all Interested persons upon the proposed amendment to Local Law No. 1 of the Year 1987, entitled "Floodplains", designated as Chapter 21 of the Code of the Town of Lancaster, by repealing Section 21-14 of said Local Law, and the enactment of a new Section 21-14 of Chapter 21 of the Code, in place thereof, to be known as Local Law No. 1 of the Year 1989.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

QUESTIONS

None

COMMENTS

None

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN CZAPLA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:15 P.M.

32X1

PUBLIC HEARING SCHEDULED FOR 8:10 P.M. CONT'D.:

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

PUBLIC HEARING SCHEDULED FOR 8:20 P.M.:

At 8:20 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed enactment of Local Law No. 2 of the Year 1989, also known as Chapter 25 of the Code of the Town of Lancaster, entitled "Refuse and Garbage Collection Impact Fee Law".

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

QUESTIONS

Catherine Lachut, 25 Country Place

COMMENTS

None

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:25 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon the amendment to the FEMA defined floodway within the defined floodplain in Forestream Subdivision.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

32X1

PUBLIC HEARING SCHEDULED FOR 8:10 P.M. CONT'D.:

QUESTIONS

None

COMMENTS

None

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:35 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town  
Board held on April 17, 1989, and the Joint Meeting of the Town Board and  
the Planning Board held on April 17, 1989 as presented by the Town Clerk, be  
and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

May 1, 1989

File: R-MIN (P2)

12X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, it is essential to public safety that the Town of Lancaster  
continue its participation in the coordinated effort to reduce alcohol related  
traffic injuries and fatalities, and

WHEREAS, the County of Erie has tendered an application to the Town  
of Lancaster for participation in said coordinated effort for the year 1989,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute on behalf of the Town of Lancaster, the 1989 Application  
with the County of Erie for participation in funding of alcohol related  
traffic safety law enforcement activities and its court component, under the  
1989 STOP-DWI Program.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 1, 1989

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Lancaster Volunteer Ambulance Corps, by letter dated  
March 15, 1989 has recommended the appointment of a certain individual to  
the membership of said Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following addition be made to the membership of  
the Lancaster Volunteer Ambulance Corps:

Peter Gaglio  
131 Ransom Road  
Lancaster, New York

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYS	VOTED	YES

The resolution was thereupon unanimously adopted.

May 1, 1989

File: R-LVAC

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York  
and Chapter 26 of the Code of the Town of Lancaster provide for the adoption  
and enactment of Local Laws, and

WHEREAS, after review and consideration, the Town Board of the Town  
of Lancaster deems it in the public interest to amend Local Law No. 1 of  
the Year 1987 entitled "Floodplains", and further designated as Chapter 21 of  
the Code of the Town of Lancaster, by adoption of Local Law No. 1 of the  
Year 1989, which amends Section 21-14 by repealing Section 21-14 of Local  
Law No. 1 of the Year 1987 and adoption of a new Section 21-14 as Local Law  
No. 1 of the Year 1989, and

WHEREAS, proposed Local Law No. 1 of the Year 1989, entitled,  
"Floodplains - Section 21-14 of Lancaster Town Code", was introduced to the  
Town Board of the Town of Lancaster on April 17, 1989, by Councilman Czapia,  
and

WHEREAS, a Public Hearing was duly called and held pursuant to  
Law on May 1, 1989,

NOW, THEREFORE, BE IT

ENACTED, as follows:

1. The repeal of §21-14 of Local Law No. 1 of the Year 1987  
be and is hereby effected, and

2. That the Town Board of the Town of Lancaster hereby adopts  
in place thereof, the following §21-14 as Local Law No. 1 of the Year 1989:

CHAPTER 21  
LOCAL LAW NO. 1  
1989  
FLOODPLAINS

§21-14 Appeal Board; Variance procedures.

A. Appeal Board.

- (1) The Town of Lancaster Zoning Board of Appeals is designated to hear and decide appeals and requests for variances from the requirements of this Local Law.
- (2) The Zoning Board of Appeals shall hear and decide appeals when it is alleged that there is an error in any requirement, decision or determination made by the Town Board in the enforcement or administration of this Local Law.
- (3) Those aggrieved by the decision of the Zoning Board of Appeals, or any taxpayer, may appeal such decision to the appropriate judicial forum as established by law.
- (4) In passing upon applications, the Zoning Board of Appeals of the Town of Lancaster shall consider all technical evaluations, all relevant factors, standards specified in other sections of this local law and:
  - (a) The danger that materials may be swept unto other lands to the injury of others.
  - (b) The danger to life and property due to flooding or erosion damage.
  - (c) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
  - (d) The importance of the services provided by the proposed facility to the community.
  - (e) The necessity to the facility of a waterfront location, where applicable.
  - (f) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage.
  - (g) The compatibility of the proposed use with existing and anticipated development.
  - (h) The relationship of the proposed use to the Comprehensive Plan and floodplain management program of that area.
  - (i) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site.



- (j) The safety of access to the property in times of flood for ordinary and emergency vehicles.
- (k) The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities, such as sewer, gas, electrical and water systems and streets and bridges.
- (l) The costs to local governments and the dangers associated with conducting search and rescue operations during periods of flooding.
- (5) Upon consideration of the factors of Subsection A(4) and the purposes of this Local Law, the Zoning Board of Appeals of the Town of Lancaster may attach such conditions to the granting of variances as it deems necessary to further the purposes of this Local Law.
- (6) The Town Clerk shall maintain the records of all appeal actions, including technical information and report any variances to the Federal Emergency Management Agency.

B. Conditions for variances.

- (1) Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half (1/2) acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, provided that §21-14A(4)(a) through (1) has been fully considered. As the lot size increases beyond the one-half (1/2) acre, the technical justification required for issuing the variance increases.
- (2) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the State Inventory of Historic Places, without regard to the procedures set forth in the remainder of this section.
- (3) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- (4) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- (5) Variances shall only be issued upon:
  - (a) A showing of good and sufficient cause.
  - (b) A determination that failure to grant the variance would result in exceptional hardship to the applicant.
  - (c) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety or extraordinary public expense; create nuisances; cause fraud on or victimization of the public as identified in §21-14A(4); or conflict with existing local laws or ordinances.

12X1

- (6) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.
- (7) Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use, provided that:
  - (a) The criteria of Subsection B(1)(3), (4) and (5) of this section are met.
  - (b) The structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threat to public safety.

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 1 of the Year 1989 on the Town Bulletin Board;
2. Within ten (10) days, publish a certified copy of the Local Law or abstract thereof describing the same in general terms in the Lancaster Bee, hereby declared the official newspaper for this publication, and
3. Maintain a file in the Town Clerk's Office on Local Law No. 1 of the Year 1989, with all proofs of publication and posting required for adoption, and
4. File certified copies of Local Law No. 1 of the Year 1989 within five (5) days of adoption with:

  - a) Town Clerk's Office
  - b) Three (3) Copies with the Office of the Secretary of State.

This resolution shall take effect immediately and be the only post publication and filing required for adoption of Local Law No. 1 of the Year 1989 .

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

May 1, 1989

32X1

LEGAL NOTICE  
NOTICE OF ADOPTION  
TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on May 1, 1989, Local Law No. 1 of the Year 1989, entitled: "Floodplains - §21-14 of Lancaster Town Code" briefly described as follows:

"A Local Law to amend the Floodplain Local Law to comply with requirements of the Federal Emergency Management Agency."

May 1, 1989

STATE OF NEW YORK:  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of A LEGAL NOTICE OF ADOPTION OF LOCAL LAW with the original thereof filed in my office at Lancaster, New York, on the 1st day of May, 1989, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 1st day of May, 1989.

Robert P. Thill  
Town Clerk and Registrar of Vital Statistics

72X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Department of Environment and Planning of the Division  
of Planning of the County of Erie has recommended an amendatory Agreement  
between the Town of Lancaster and the County to provide for additional funding  
in the sum of \$2,168.59 to complete drainage improvements in the south  
Lancaster drainage project, as an amendment to the 1985 Agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and  
directed to execute an Amendatory Agreement to provide for aforementioned  
additional funding to complete drainage improvements in the South Lancaster  
Drainage Project, said additional funds to be in the sum of \$2,168.59.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 1, 1989

12X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to permit excavation at 61 Nichter Road, which would serve a public purpose by providing fill for the Cemetery Road grade crossing, and furthermore provide for better drainage control by creating a pond on the property located at 61 Nichter Road,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby permits said excavation subject to the following conditions:

1. Not more than 30,000 cubic yards of fill are removed;
2. That the area of the resulting pond not to exceed One (1) acre;
3. During construction a sweeper and water truck shall be present daily, and furthermore, the road used for hauling shall be stoned with no smaller than No. 3 stones to control dirt from the project;
4. Contractor to remove existing junk, clutter, collapsed bridge and unsightly debris;
5. A flagman will be required at the entrance of the premises from Nichter Road from 7:30 A.M. to 5:30 P.M. and no hauling will be permitted before or after the stated times above;
6. Contractor will video Nichter Road before and after project to ascertain any damage thereto;
7. Once the project area is staked the building inspector shall be noticed before digging commences, for inspection; and
8. The final 50 feet, leading to Nichter Road, of the haul road, shall be finished with an asphalt binder course pad.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES	COUNCILMAN KWAK	VOTED YES
COUNCILMAN GIZA	VOTED YES	COUNCILMAN MILLER	VOTED YES
SUPERVISOR KEYSA		VOTED YES	

The resolution was thereupon unanimously adopted.

May 1, 1989

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA, TO WIT:

WHEREAS, the Town Board, by resolution dated November 7, 1988,  
approved Building Permit Application No. 541 for Marrano Development  
Corporation for the erection of a townhouse at 50, 52, 54, 56, 58, and 60  
Eastwood Parkway within the private development locally known as Eastwood  
Village, within the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to  
prepare a voucher and refund to Marrano Development Corporation, 4040 Clinton  
Street, West Seneca, New York, the sum of \$420.00 representing the tree  
planting fee collected erroneously on the above referenced permit.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 1, 1989

File: R-BLDG (P4)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

WHEREAS, the Town of Lancaster has received a project grant for  
Program Year 1987-1988, pursuant to the Housing and Community Development Act  
of 1974, and

WHEREAS, the Director of the Community Development Program for Erie  
County has tendered an agreement between the County and Town of Lancaster for  
the purpose of undertaking eligible activities under said grant,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and  
directed to execute the Agreement between the County of Erie and the Town of  
Lancaster for the purpose of assisting and undertaking essential community  
development and housing assistance activities for the Program Year 1987-1988  
for the following projects with approved project costs:

1. Design Storm Water Detention Basin off Transit Blvd.	\$4,790.00
2. Drainage Improvements in South Lancaster Area - Ditch D-1	5,254.41
3. Sidewalk Construction in Penora Street Impact Area	10,077.00
4. Income Eligibility Survey of Glendale/Parkdale Area	1,500.00
	<u>\$ 21,621.41</u>

and

BE IT FURTHER

RESOLVED, that the Supervisor forward an executed copy of the Agree-  
ment and a certified copy of this resolution to the Director of the Community  
Development Fund.

32X1



The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

May 1, 1989

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Municipal Home Rule of the State of New York and  
Chapter 26 of the Code of the Town of Lancaster provide for the adoption and  
enactment of Local Laws, and

WHEREAS, proposed Local Law No. 2 of the Year 1989, entitled:  
"Refuse and Garbage Collection Impact Fee Law", was introduced to the Town  
Board of the Town of Lancaster on April 17, 1989 by Councilman Miller, and

WHEREAS, a Public Hearing was duly called and held pursuant to  
Law, on May 1, 1989,

NOW, THEREFORE, BE IT

ENACTED by the Town Board of the Town of Lancaster, Local Law  
No. 2 of the Year 1989, entitled: "Refuse and Garbage Collection Impact Fee  
Law", as follows:

IMPACT FEE  
CHAPTER 25

REFUSE AND GARBAGE COLLECTION  
IMPACT FEE LAW

LOCAL LAW NO. 2  
1989

A LOCAL LAW TO ALLOW BUILDING INSPECTOR TO COLLECT AN IMPACT  
FEE FOR GARBAGE & REFUSE DISTRICT SPECIAL DISTRICT TAXES.

- 25.1 Legislative Authority; Title
- 25.2 Definitions
- 25.3 Impact Fee Required
- 25.4 When Effective

Be it enacted by the Town Board of the Town of Lancaster, as follows:

25.1 Legislative Authority, Title.

This Local Law is enacted pursuant to the authority granted in §10 of the Municipal Home Rule Law of the State of New York wherein a municipality may adopt local laws relating to the property, affairs, and government of the Town, and shall be known as the "Refuse and Garbage Collection Impact Fee Law" of the Town of Lancaster".

25.2 Definitions.

For the purpose of this Local Law, certain terms are defined as follows:

BUILDING INSPECTOR - Shall mean the appointed Building Inspector or Deputy Building Inspector.

TOWN ASSESSOR - Shall mean the appointed Assessor or his designated representative.

25.3 Impact Fee Required.

Where application for a building permit is made to the Building Inspector of the Town of Lancaster for new construction that is not exempt from the special district tax imposed for Refuse and Garbage Collection, and it is determined by the Building Inspector and Town Assessor that the Assessor will be unable to log in the premises for imposition of special district taxes for refuse and garbage collection for the following year due to the fact that the tax roll has been closed for that following year,

then the Building Inspector shall collect an impact fee from the applicant in an amount equal to the amount being charged in Refuse and Garbage Special District taxes to a comparable classification of property for that following tax year.

25.4 When effective.

This Local Law shall take effect after mailing, filing and publication as required by Law.

12X1

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 2 of the Year 1989 on the Town Bulletin Board;
2. Within ten (10) days, publish a certified copy of the Local Law or abstract thereof describing the same in general terms in the Lancaster Bee, hereby declared the official newspaper for this publication, and
3. Maintain a file in the Town Clerk's Office on Local Law No. 2 of the Year 1989, with all proofs of publication and posting required for adoption, and
4. File certified copies of Local No. 2 of the Year 1989, within five (5) days of adoption with:
  - a) Town Clerk's Office
  - b) Three (3) copies with the Office of the Secretary of State.

This resolution shall take effect immediately and be the only post publication and filing required for adoption of Local Law No. 2 of the Year 1989.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

May 1, 1989

LEGAL NOTICE  
NOTICE OF ADOPTION  
TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on May 1, 1989, Local Law No. 2 of the Year 1989, entitled: "Refuse and Garbage Collection Impact Fee Law", briefly described as follows:

"A Local Law to provide for the collection of a one-year impact fee from new construction which the Town Assessor is unable to place on the tax roll."

May 1, 1989

STATE OF NEW YORK:  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of A LEGAL NOTICE OF ADOPTION OF LOCAL LAW with the Original thereof filed in my office at Lancaster, New York, on the 1st day of May, 1989, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 1st day of May, 1989.

Robert P. Thill  
Town Clerk and Registrar of Vital Statistics

2X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA, TO WIT:

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter dated April 14, 1989, has requested confirmation of one (1) new member, by virtue of graduation from the Junior Firefighters Program to the ranks of Senior Firefighter, upon his eighteenth birthday, to the membership of the Twin District Volunteer Fire Co., Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the membership of JAMES M. OFFHAUS in the Twin District Volunteer Fire Co., Inc.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 1, 1989

FILE: R-FIRE (Page 2)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

Claim No. 7387 to Claim No. 7519 Inclusive.

Total amount hereby authorized to be paid:

**\$240,743.89**

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 1, 1989

File: R-CLAIMS

32X1



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the Issuance of these Building Permits be and are hereby authorized:

CODES:

(T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to the provisions of Chapter 30-26 of the Code of the Town of Lancaster.

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived.

NO.	CODE	NAME	ADDRESS	STRUCTURE
133	(T)	Great Lakes Const.	209 Enchanted Forest N	ER. SIN. DWLG
134		Judy Dobucki	1213 Penora St	ER. FENCE
135	(T)	Centennial Homes	525 Pleasant View Dr	ER. SIN. DWLG
136		Red Roof Inn	146 Maple Dr	ER. SATELLITE DISH
137	(T)	Fischlone Const.	35 Hidden Tr	ER. SIN. DWLG
138		Richard Koepfel	1274 Penora St	ER. GARAGE, PATIO
139		Dennis Zielinski	50 Taft Ave	ER. DECK
140		Eddington-Allen Inc.	3620 Walden Ave	REMOVE TANK
141		Thomas Michenzi	185 N. Maple Dr	ER. FENCE
142		David Mackznski	1181 Penora ST	ER. GARAGE
143	(T)	Centennial Homes	16 Old Schoolhouse Rd	ER. SIN. DWLG
144		Chas. Frawley	17 Quail Hollow	ER. FENCE
145	(T)(SW)	Genesis Develop.	493 Aurora St	ER. SIN. DWLG
146		Italo Palumbo	5 Tanglewood Dr	ER. FENCE, DECK
147		Glamour Pools	3753 Bowen Rd	ER. POOL
148		David Bernosky	141 Stony Rd	ER. FENCE
149		M.J. Zioli Const.	4888 William St	ER. GARAGE
150		Harold Merz	7 Petersbrook Cir	ER. POOL
151		M/M James Clus	495 Harris Hill Rd	ER. POOL
152		M/M Dennis Davern	5236 Genesee St	ER. FENCE
153		M/M Quatrani	24 Rollingwood Dr	ER. DECK
154		Beauty Pools	212 Enchanted Forest N	ER. POOL
155		Beauty Pools	95 Stony Rd	ER. POOL
156	(T)(SW)	W. Michael Geary	154 Pavement Rd	ER. SIN. DWLG
157	(T)(SW)	W. Michael Geary	152 Pavement Rd	ER. SIN. DWLG

158 (T)	All-Craft Inc.	3 Cidermill Ct	ER. SIN. DWLG
159	Marlaine Schreiber	69 Pheasant Run La	ER. POOL, DECK
160	William Nowak	32 Running Brook Dr	ER. POOL
161	M/M Earl Miller	2 Redleln Dr	ER. GARAGE
162	Sandra Lazarus	5555 Genesee St	REMODO. RESTAURANT
163	Rick Betschen	10 Oakwood Com	ER. POOL, DECK
164 (T)	Donato Developers	3 Grace Way	ER. SIN. DWLG.
165 (T)	Donato Developers	1 Lucia Ct	ER. SIN. DWLG
166 (T)	Stratford Homes	20 Sugarbush La	ER. SIN. DWLG
167 (T)	Stratford Homes	35 Running Brook Dr	ER. SIN. DWLG
168 (T)	Stratford Homes	35 Fieldstone La	ER. SIN. DWLG
169 (T)	Donaro Developers	21 Greenbriar Dr	ER. SIN. DWLG
170 (T)	Marrano Marc Equity	111 Pleasant Run Ln	ER. SIN. DWLG
171 (T)	Marrano Marc Equity	30 Greenmeadow Dr	ER. SIN. DWLG
172 (T)	Marrano Marc Equity	100 Pheasant Run La	ER. SIN. DWLG
173	Gary Reinhold	119 Nichter Rd	ER. POOL
174 (T)	Delisle Builders	29 Sugarbush La	ER. SIN. DWLG
175	Raymond Bolton	364 Stony Rd	ER. FENCE
176	M/M R. Ostermeyer	647 Erie St	ER. POOL
177	M/M G. Allen	1152 Penora St	ER. GARAGE
178	Frank Viscusi	275 Broezei Ave	ER. SHED, FENCE

and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYS	VOTED	YES

The resolution was thereupon unanimously adopted.

May 1, 1989

32X1

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK, TO WIT:

WHEREAS, Donato Developers, Inc., 1025 French Road, Cheektowaga, New York 14227, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Warnerview Estates Subdivision, Phase II, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit application Nos. 171 and 172 of Donato Developers, Inc., 1025 French Road, Cheektowaga, New York 14227, for the installation of:

P.I.P. No. 171 (Street Lighting)	Warner Rd., Greenbriar Dr., and Rose Hill Cir. - 4 aluminum standards (12'-0" mounting height) for each street; 8 fixtures total.
P.I.P. No. 172 (Sidewalk)	Warner Rd., Greenbriar Dr., and Rose Hill Cir. - 4'-0" wide sidewalk (generally 4" thick; 6" thick at driveways) located 10'-0" from the face of curb; driveway aprons to be 6" thick. Sidewalks located on west side of Warner Rd. and both sides of other roads.

be and are hereby approved and the installation of the improvements  
requested be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

32X1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 1, 1989

STATUS REPORT ON UNFINISHED BUSINESS:1. Detention Basin - Milton Drive

On June 6, 1988, the Town Engineer was directed to expedite this project.

2. Dumping Permit - Clarence Center General Construction Co.

On January 27, 1989, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.

3. Excavating Permit - Amadori Construction (Caci Property Site)

On April 17, 1989, after a SEQR Review Hearing, the Town Attorney was directed to prepare an authorizing resolution for the Town Board meeting of May 1, 1989. On May 1, 1989, the Town Board approved this permit subject to several conditions. The Town Clerk was directed to remove this item from future Town Board agendas.

4. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo)

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Curbs	Yes	Yes	Yes
Floodway	Yes	No	No

5. Public Improvement Permit Authorization - Indian Pine Village (Fischione Const., Inc.)

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

6. Public Improvement Permit Authorization - The Meadows (Giallanza)

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

7. Public Improvement Permit Authorization - Pine Tree Farm, Phase I (Josela - East off Aurora Street)

TYPE	ISSUED	ACCEPTED	BONDED
Waterline (Transmission)	Yes	Yes	Yes
Waterline (Hydrants)	Yes	No	No
Pavement & Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No

25 X1

32X1

**STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)****8. Public Improvement Permit Authorization - Pine Tree Farm, Phase II**  
(Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement & Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No

**9. Public Improvement Permit Authorization - Plum Estates (Galasso)**

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

**10. Public Improvement Permit Authorization - Plum Estates South, Phase I**  
(Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

**11. Public Improvement Permit Authorization - Plum Estates South, Phase II**  
(Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

**12. Public Improvement Permit Authorization - Warnerview Estates, Phase I**  
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

32X1

**STATUS REPORT ON UNFINISHED BUSINESS CONT'D:**

**13. Public Improvement Permit Authorization - Warnerview Estates, Phase II**  
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

**14. Rezone Petition - Harold Zoerb**

On March 28, 1989, the Town Clerk referred this matter to the Planning Board, Planning Consultant, Building Inspector and Town Board for review and recommendation.

**15. State Contract Grant - 40 Clark Street Museum**

Application for grant has been filed.

**16. Subdivision Approval - Lake Forest** (Lake Forest Devel. - Off Lake Ave.)

On January 27, 1989, this matter was referred to the Planning Board, Town Engineer, Building Inspector, Planning Consultant, Highway Superintendent, Police Chief and Twin District Fire Chief for review and recommendation.

**17. Subdivision Approval - Meadowland Subdivision** (Bosse - Off Rediehn Dr.)

On November 6, 1986, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report.

**18. Traffic Survey - Genesee Street East of Harris Hill Road**

On May 16, 1988, this matter was referred to the Police Chief for report and recommendation.

**19. Zoning Ordinance and Map Update**

On December 12, 1988, the Town Board held a Public Hearing on this matter and reserved decision.

**20. Zoning Ordinance Amendment - Campers and Boats**

On March 21, 1988, the Town Board held a public hearing on this matter and reserved decision.

**PERSONS ADDRESSING TOWN BOARD:**

The following building contractors spoke to the Town Board and requested an exemption from the Town's new requirement for a dumpster at each building site:

Ken Szefer  
Joseph DiSalvo

24 Libery Lane, West Seneca  
24 Rue Madeline, Amherst

32x1

PERSONS ADDRESSING TOWN BOARD CONT'D.

The following persons spoke to the Town Board relative to rescinding the present "No Parking" regulations on Country Place between house Nos. 23 and 33:

Jerome Mejak	33 Country Place, Lancaster
Edward Osborne	26 Country Place, Lancaster
Patty Manko	20 Country Place, Lancaster
Leon Ulrich	31 Country Place, Lancaster
Catherine Lachet	25 Country Place, Lancaster

Their request was referred to the Chief of Police and the Police and Safety Committee for review.

The following persons spoke to the Town Board relative to a surface water drainage problem on their properties:

David Luderman	778 Town Line Road, Lancaster
Peter Firestone	772 Town Line Road, Lancaster

Councilman Miller said he would speak to the Highway Superintendent on this matter.

Gloria Kubicki, 15 Maple Drive, complained of garbage dumping on the right of way of the old South Shore Railroad. The Building Inspector was directed to notify the property owner to clean it up.

The following persons spoke to the Town Board relative to a surface water drainage problem on their properties:

Carmen Laratond	23 Oakwood Common
Ron Balbucci	25 Oakwood Common

The Town Engineer will have a report ready for the next Town Board meeting.

Daniel Janis, 28 Plumb Creek Trail, spoke briefly with the Town Board about drainage improvements at the end of Plumb Creek Trail.

Albert Leising, 124 Maple Drive, spoke briefly with the Town Board relative to adoption of rules for garbage pickups under the new Town of Lancaster Refuse and Garbage Collection District.



COMMUNICATIONSDISPOSITION

- |  |                              |
|--|------------------------------|
| 453. N.Y.S. Senate Legislation on Solid Waste Mgt. and the Senate Environmental Conservation Com. to Town Board -<br>Notice of public hearing to be held 5/4/89 re: strategy to meet the mandates of the Solid Waste Management Act of 1988. | R & F                        |
| 454. Dir. of Recreation to Town Board -<br>Request appointment of summer personnel.  | R & F                        |
| 455. Assoc. of Erie County Governments to Town Board -<br>Notice of meeting to be held 4/27/89 at Town of Aurora.  | R & F                        |
| 456. Town Attorney to Belmont Shelter Corp. -<br>Clarification of conditions recited in resolution adopted 3/31/89.  | R & F                        |
| 457. Amadori Const. Co. to Town Board -<br>Elaboration on specific concerns of Board re: removal of borrow material from CacI property.  | R & F                        |
| 458. Fischlone Const. Co. to Town Board -<br>Personal guarantee re: job site cleanliness.  | R & F                        |
| 459. Lancaster Village Mayor to Supervisor -<br>Rebuttal to Supervisor's remarks re: 1989-90 Village Budget.   | R & F                        |
| 460. Oglony Builders to Building Inspector -<br>Transmittal of proposal from Wonderikeen re: trash disposal.   | PLANNING COMMITTEE           |
| 461. Depew Joint Veterans, Memorial Day Committee, to Town Board -<br>Invitation to participate in parade and services on 5/29/89.   | R & F                        |
| 462. ENCRPB to Supervisor -<br>Brochure.   | R & F                        |
| 463. Residents of Plumb Creek Estates to Town Board -<br>Petition requesting Board to enact "Scoopier Law".  | PUBLIC SAFETY COMMIT.        |
| 464. Depew Union Free School District to Supervisor -<br>Resolution re: County's continuation of the additional one percent sales tax increase.  | R & F                        |
| 465. Kenmore-Town of Tonawanda Union Free School District to Supervisor -<br>Resolution re: County's continuation of the additional one percent sales tax increase.  | R & F                        |
| 466. Police Chief to Supervisor and Public Safety Comm. Chair. -<br>Request traffic study matter of Genesee St. east of Harris Hill Rd. be referred to NYSDOT.   | TOWN CLERK FOR<br>RESOLUTION |
| 467. McIntosh and McIntosh to Supervisor -<br>List of areas within Forestream Subdivision that need to be designated.  | TOWN ATTORNEY<br>ENGINEER    |
| 468. County CD Director to Supervisor -<br>Transmittal of various CD agreements and amendment.   | R & F                        |

25 X1

32 X1

COMMUNICATIONS CONT'D.DISPOSITION

469. County Executive to Supervisor - Notice of impending change in County Government telephone numbers.	R & F
470. County Health Dept. to Josele Enter. - Certificate of Approval of Realty Subdivision Plans re: Pine Tree Farm.	R & F
471. Marrano Devel. Co. to Town Board - Transmittal of revised site plan for Eastwood Village North.	R & F
472. Marrano/Marc Equity to Town Board - Request waiver of requirement re: dumpsters at building sites.	PLANNING COMMITTEE
473. Thomas Suchy to Town Board - Complaint re: requirement of dumpsters at building sites.	PLANNING COMMITTEE
474. Twin Dist. V.F.C. to Town Clerk - Notice of upgrading of Jr. Firefighter to Sr. Firefighter.	R & F
475. LVAC to Town Board - Notice of appointment of new member to roster.	R & F
476. Town Clerk to Supervisor - Request designation of staff member re: archival index.	SUPERVISOR
477. Rensa Int'l Limited to Town Clerk - Request steps to be taken re: Enviro-Gro Technologies/ESP Pelletizing Process - Lancaster Sanitary Landfill site.	TOWN ATTORNEY PLANNING COMMITTEE SOLID WASTE COMMITTEE
478. Wonderkleen to Town Board - Comments re: requirement of dumpsters at building sites.	PLANNING COMMITTEE
479. Peter L. Firesstone to Town Board - Concerns re: drainage problem on property situate at 772 Town Line Rd.	HIGHWAY SUPERINTENDENT DRAINAGE COMMITTEE SUPERVISOR
480. Planning Board to Town Board - Minutes from meeting held 4/19/89.	R & F
481. Planning Board to Building Inspector - Advisement re: Planning Board meetings.	R & F
482. STOP-DWI County Coordinator to Supervisor - Transmittal of 1989 STOP-DWI contracts.	R & F
483. ENCRPB Brochure	SUPERVISOR
484. Town Attorney to Lancaster Vendors - Notice that Town is exempt from sales tax.	R & F
485. NYSDOT to Supervisor - Preconstruction minutes of meeting held 3/27/89 re: Transit Rd. reconstruction project.	R & F
486. Town Line V.F.D. to Town Board - Invitation to attend 33rd Annual Memorial Day services.	R & F
487. Lancaster Village Mayor to Supervisor - Request informal meeting of Village and Town Boards.	SUPERVISOR

COMMUNICATIONS CONT'D.:DISPOSITION

488. Sweet Home School Supt. to Various Officials - Resolution re: Increased sales tax.	R & F
489. NYSDOT to Supervisor - Response to concerns re: Transit Rd. reconstruction project.	R & F
490. Supervisor to Supt. of Aiden Schools - Comments re: assessment and taxes.	R & F
491. N.Y.S. Dept. of Labor to Supervisor - Information bulletin re: consulting engineer survey work.	R & F
492. Lovell Safety Mgt. Co. to Supervisor - Quarterly accident report - 1/1-4/1/89.	R & F
493. Hinman, Straub, Pigors & Manning to NYSALT Members - Minutes from Annual Meeting of 2/21/89.	R & F
494. Hinman, Straub, Pigors & Manning to NYSALT Members - Comments and data re: Election Workers' Compensation Bill.	SUPERVISOR
495. N.Y.S. Social Security Agency to Supervisor - Response to audit of Town by Office of the State Comptroller.	SUPERVISOR
496. Proclamation - Proclaims 4/27/89 as Alma McNutt Day.	R & F
497. DiSalvo Construction, Inc. to Town Board - Request permission for use of dump truck re: requirement of dumpster at building site.	PLANNING COMMITTEE
498. MJ Peterson Real Estate to Building Inspector - Request relief from requirement of dumpster at building sites.	PLANNING COMMITTEE
499. Marrano Development Corp. to Building Inspector - Reliteration of being sole developer of Eastwood Village re: dumpster requirement.	PLANNING COMMITTEE
500. BFI Waste Systems to Town Board - Notice of supplying containers for Stratford Homes.	PLANNING COMMITTEE
501. Country Place Residents to Town Board - Petition requesting that the "No Parking" Ordinance on the north side of Country Place between 23 and 33 Country Place be rescinded.	PUBLIC SAFETY COMMIT. CHIEF FOWLER
502. Town Attorney to Daniel Janis, 28 Plumb Creek Tr. - Advisement re: inquiry of parcel of land at northeast corner of Plumb Estates Subdivision.	R & F
503. Town Attorney to Town Board - Advisement re: number of members for Board of Assessment Review.	TOWN ATTORNEY
504. Town Attorney to Rosemary Cordier - Comments re: Becker construction on Town Line Rd.	R & F
505. Town Attorney to Fried and Klawon - Comments re: relocation of Town ditch on Brunck Rd.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

- |  |   |
|--|---|
| 506. ENCRPB to Supervisor -<br>Notice of Water Resource Planning in a<br>Regional Context Seminar to be held 5/4/89<br>at Buffalo.         | SUPERVISOR<br>_____<br>_____<br>_____   |
| 507. County Health Dept. to Supervisor -<br>Comments and transmittal of "Permit<br>Application/Registration Information" re:<br>Town Pool. | RECREATION DIRECTOR<br>_____<br>_____<br>_____                                |
| 508. Planning Board to Town Board -<br>Notice of approval of site plans for<br>apartments on Walden Ave.                                   | TOWN ATTORNEY<br>TOWN CLERK FOR<br>ADDITIONAL MAPS<br>_____<br>_____<br>_____ |
| 509. BFI Waste Systems to Town Board -<br>Notice of supplying containers for Centennial<br>Homes.  | PLANNING COMMITTEE<br>_____<br>_____<br>_____                                 |
| 510. Fred Pascolini to Town Board -<br>Request reconsideration of need for dumpster<br>at building site - 154 Pavement Rd.                 | PLANNING COMMITTEE<br>_____<br>_____<br>_____                                 |
| 511. Geary Family to Town Board -<br>Request reconsideration of need for dumpster<br>at building site - 152 Pavement Rd.                   | PLANNING COMMITTEE<br>_____<br>_____<br>_____                                 |
| Supervisor Keysa requested a suspension of the necessary rule for<br>immediate consideration of the following communications -             |   |
| 512. Josela Enterprises, Inc. to Building Inspector -<br>Requests permission to remove topsoil at<br>Pinetree Farm.                        | BUILDING INSPECTOR<br>TOWN CLERK<br>ENGINEER<br>_____<br>_____<br>_____       |
| 513. NYSEG to Supervisor -<br>Notification of electric service scheduled<br>for interruption.  | R & F<br>_____<br>_____<br>_____  |
| 514. Depew Elma Lancaster Chamber of Commerce, Inc. to<br>Town Board -<br>Seeking new meeting location.                                    | TOWN CLERK FOR REPLY<br>_____<br>_____<br>_____                               |
| 515. Veterans of Foreign Wars Post 7275 to Supervisor -<br>Invitation to Memorial Day Participation.                                       | R & F<br>_____<br>_____<br>_____  |
| 516. NYS Dept. of Environmental Conservation to<br>Supervisor -<br>Issuance of mining permit to Pine Hill<br>Concrete Corp.                | R & F<br>_____<br>_____<br>_____  |
| 517. Community Blue to Supervisor -<br>Formal notice of rate change eff. 6/1/89.   | R & F<br>_____<br>_____<br>_____  |
| 518. Community Floodplain Management to Supervisor -<br>Bulletin re. videocourse Aug. 23, 1989.  | R & F<br>TOWN ATTORNEY<br>_____<br>_____<br>_____                             |
| 519. Jerome E. Mejak to Town Board -<br>Re: No Parking on Country Place.   | POLICE & SAFETY<br>CHIEF FOWLER<br>_____<br>_____<br>_____                    |

ADJOURNMENT

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD  
AND CARRIED, the meeting was adjourned at 10:45 P.M. out of respect to:

DANIEL GACEK  
JOHN WILKOSZ

Signed

*Robert P. Thill*  
Robert P. Thill, Town Clerk

25 X1

32 X1